

Exhibit B

Ullman, Emily

From: Emily White <ewhite@dannlaw.com>
Sent: Wednesday, December 11, 2019 3:56 PM
To: Ullman, Emily
Cc: Marc Dann; Thomas Bilek; Kelly Bilek
Subject: Re: Motion for Leave to Amend the West Virginia Complaint

[EXTERNAL]

Marc is on the road at the moment, so I wanted to send a quick response.

We don't have a redlined version of the amended complaint because the amended pleading we are proposing would mirror the current Ohio complaint rather than modify the existing WV complaint. Essentially the amended pleading would be the same as the current Ohio pleading, but include the existing West Virginia plaintiffs and the parallel state law claims under WV law.

Emily White

On Wed, Dec 11, 2019 at 3:41 PM Ullman, Emily <eullman@cov.com> wrote:

Marc,

I think it will be very difficult for us to make a call one way or the other on this without seeing a redline of your proposed amendments. Would you be able to share that? Thanks very much.

From: Marc Dann <mdann@dannlaw.com>
Sent: Wednesday, December 11, 2019 12:37 PM
To: Ullman, Emily <eullman@cov.com>
Cc: Thomas Bilek <tbilek@bileklaw.com>; Kelly Bilek <kbilek@bileklaw.com>; Emily White I <ewhite@dannlaw.com>
Subject: Re: Motion for Leave to Amend the West Virginia Complaint

[EXTERNAL]

Emily:

Thank you for responding so quickly. No change to the parties, factual allegations or class definition. However we are adding a RICO claim.

The purpose is to make the complaint consistent with the Ohio complaint so that we can follow the court's direction to file a consolidated Class Certification Motion.

Marc Dann

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On Wed, Dec 11, 2019 at 12:26 PM Ullman, Emily <eullman@cov.com> wrote:

Marc,

Thanks for raising this. To make sure I understand the issue as I circle back on our side – are you planning to add new claims or parties, or to amend the definition of the proposed class? Or is this just about amending the factual allegations?

Best,

Emily

From: Marc Dann <mdann@dannlaw.com>

Sent: Wednesday, December 11, 2019 12:22 PM

To: Ullman, Emily <eullman@cov.com>

Cc: Thomas Bilek <tbilek@bileklaw.com>; Kelly Bilek <kbilek@bileklaw.com>; Emily White I <ewhite@dannlaw.com>

Subject: Motion for Leave to Amend the West Virginia Complaint

EXTERNAL

Emily:

Thank you for organizing the call earlier today on the discovery. I wasn't sure the right people were on the phone to raise the issue of our intention to amend the West Virginia Class Complaint again.

In preparing our class certification motion we realized that we needed to modify the complaint. The changes will be familiar because other than on West Virginia state law issues, they track the California and Ohio Amended Complaints that are already on file.

I wanted to see how to approach meeting and conferring with defense counsel on whether or not they would consent to the amendment before we ask the court for leave.

Thanks for your attention to this and for coordinating your side's communications.

Marc Dann

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